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10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF ARIZONA

14 United States of America,  
15 Plaintiff,

16 v.

17 Daniel David Rigmaiden,  
18 Defendant.

CR-08-814-001-PHX-DGC

**MOTION FOR ENLARGEMENT OF  
TIME**

19  
20 The United States, by and through its attorneys undersigned, respectfully requests this  
21 Court enter an order enlarging the time for the government to complete its responses to  
22 defendant Daniel David Rigmaiden's following motions: (1) Motion to Dismiss for (1)  
23 Government's Prejudicial Extrajudicial Press Comments Severe Enough to Impeach Claimed  
24 Indifference of Jurors, and/or (2) Various Government Misconduct (Docket No. 1000);  
25 Supplement to Motion to Dismiss for (1) Government's Prejudicial Extrajudicial Press  
26 Comments Severe Enough to Impeach Claimed Indifference of Jurors, and/or (2) Various  
27 Government Misconduct (Docket No. 1005); (3) First Supplement to Motion for Order  
28 Requiring Government to Comply With Data Deletion Requirements of N.D. Cal. 08-70460-

1 HRL/PVT, 08-70503-PVT, and 08-70502-PVT Warrants (Docket No. 1013); and Motion to  
2 Dismiss Count 72, Unauthorized Access of a Computer With Intent to Defraud, 18 U.S.C.  
3 § 1030(a)(4) for Failure to State an Offense (Docket No. 1016), until Friday, June 7, 2013. The  
4 lead prosecutor in this case needs additional time to work on the multiple responses and address  
5 other pending matters in this case. In addition, the same prosecutor is preparing for trial in  
6 United States v. John Rowland Mills, CR-12-1660-PHX-SRB (LOA), which will proceed to trial  
7 on Tuesday, June 4, 2013. Defendant DANIEL DAVID RIGMAIDEN has no objection to this  
8 motion.

9 It is expected that excludable delay under 18 U.S.C. § 3161(h) may occur as a result of  
10 this motion or an order based thereon.

11 Respectfully submitted this 17<sup>th</sup> day of May, 2013.

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13 JOHN S. LEONARDO  
14 United States Attorney  
15 District of Arizona

16 S/Frederick A. Battista

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**CERTIFICATE OF SERVICE**

I hereby certify that on May 17, 2013, I caused the attached document to be electronically transmitted to the Clerk's Office using the ECF system for filing and transmittal of a Notice of Electronic Filing to the following ECF registrant:

Philip Seplow  
Shadow Counsel for Defendant Daniel David Rigmaiden

A copy of the attached document was also mailed to:

Daniel David Rigmaiden  
Agency No. 10966111  
CCA-CADC  
PO Box 6300  
Florence, AZ 85132

S/Frederick A. Battista

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